

10/573395

PTO/SB/96 (12-05)

Approved for use through 07/31/2006. OMB 0651-0031

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## STATEMENT UNDER 37 CFR 3.73(b) 22 MAR 2006

Applicant/Patent Owner: Robert Malek, et al.Application No./Patent No./Control No.: To Be Assigned Filed/Issue Date: HerewithEntitled: METHOD OF PROCESSING AND STORING MASS SPECTROMETRY DATAThermo Finnigan LLC

(Name of Assignee)

a Limited Liability Company

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Iain Mylchreest, Ph.D.

Printed or Typed Name

VP and General Manager

Title

3-21-06

Date

(408) 965-6344

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number:

44064

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

| Name | Registration Number | Name | Registration Number |
|------|---------------------|------|---------------------|
|      |                     |      |                     |
|      |                     |      |                     |
|      |                     |      |                     |
|      |                     |      |                     |
|      |                     |      |                     |
|      |                     |      |                     |

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒

The address associated with Customer Number:

44064

OR

|  |       |     |       |
|--|-------|-----|-------|
| <input type="checkbox"/> Firm or Individual Name |       |     |       |
| Address  |       |     |       |
| City   | State | Zip |       |
| Country  |       |     |       |
| Telephone  |       |     | Email |

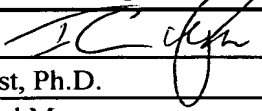
Assignee Name and Address:

Thermo Finnigan LLC  
 355 River Oaks Parkway  
 San Jose, CA 95134

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

|           |   |           |                |
|-----------|---|-----------|----------------|
| Signature |  | Date      | 3-21-06        |
| Name      | Iain Mylchreest, Ph.D.  | Telephone | (408) 965-6344 |
| Title     | VP and General Manager  |           |                |

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**COPY**

Ad 581410  
**ASSIGNMENT**

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WHEREAS, I, **Robert MALEK**

of **J.C. Findorff-Str. 42A, 28865 Lilienthal, Germany**

have invented certain new and useful improvements as described in an application entitled

**METHOD OF PROCESSING AND STORING MASS SPECTROMETRY DATA**

for Letters Patent of the United States, the application arising out of International Application number **PCT/EP2004/010736**, and/or being identifiable in the United States Patent and Trademark Office by Serial No. ...., filed on .....; and

WHEREAS, **THERMO FINNIGAN LLC**,

a corporation organized and existing under the laws of the state of **Delaware, United States of America** and having offices at **355 River Oaks Parkway, San Jose, California 95134-1991, United States of America**.

("Assignee"), is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patents or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent of similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to insert in this instrument the filing date and serial number of the application when ascertained.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.

Robert Malek  
Robert MALEK

Date: 17. Dec. 2004

Witness:

Signature: Ute Comberg

Name: Ute Comberg

Address: Carl-Severing Str 7  
28325 HB

\_\_\_\_\_  
\_\_\_\_\_

Witness:

Signature: Hans Gensemann

Name: Hans Gensemann

Address: Albert-Schweitzer Str 2  
26129 Oldenburg

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\_\_\_\_\_

## ASSIGNMENT

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WHEREAS, I, **Oliver LANGE**

of **Lilienthaler Heerstrasse 94, 28357 Bremen, Germany.**

have invented certain new and useful improvements as described in an application entitled

**METHOD OF PROCESSING AND STORING MASS SPECTROMETRY DATA**

for Letters Patent of the United States, the application arising out of International Application number **PCT/EP2004/010736**, and/or being identifiable in the United States Patent and Trademark Office by Serial No. ...., filed on .....; and

WHEREAS, **THERMO FINNIGAN LLC,**

a corporation organized and existing under the laws of **the state of Delaware, United States of America** and having offices at **355 River Oaks Parkway, San Jose, California 95134-1991, United States of America.**

("Assignee"), is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patents or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent of similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to insert in this instrument the filing date and serial number of the application when ascertained.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.

OL 7m  
**Oliver LANGE**

Date: 17.12.01

Witness:

Signature: Ute Carls

Name: Ute Carls

Address: Carl-Spitz Str 7

28323 HB

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Witness:

Signature: Hans Griesemann

Name: Hans Griesemann

Address: Albert-Schweitzer Str 2

26129 Oldenburg

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